IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.79792-M of 2006

DATE OF DECISION: FEBRUARY 20, 2007

Sultan Singh and another

...PETITIONERS

VERSUS

State of Haryana

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr.J.S.Bedi , Advocate,
for the petitioners.
Mr.Siddharth Sarup, AAG, Haryana.

...

The petitioners apprehending their arrest in a non-bailable offence in case FIR No. 80 dated 21.5.2005 registered under Sections 419/420/467/468/471/506/120-B IPC at Police Station City Gohana, have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail.

I have heard the counsel for the parties.

Counsel for the petitioners contends that the aforesaid FIR has been registered by the complainant, who is son of petitioner No.1 and brother of petitioner No.2, on false facts. Counsel also contends that both the petitioners have obtained loan jointly and mortgaged their land and it cannot be said that they have committed any offence. Counsel further contends that the petitioners had not sold the alleged tractor at all and they have been falsely implicated in this case by the complainant. Counsel for the petitioners also contends that in terms of the interim order dated December 21, 2006, the petitioners have joined the investigation. This fact has not been disputed by the State counsel and he further on instructions from HC Hakam Singh states that the petitioners are no more required for further investigation.

In view of the above, the interim order dated December 21, 2006 is made absolute on the same terms and conditions.

Disposed of accordingly.

February 20, 2007 (SATISH KUMAR MITTAL)
vkg JUDGE